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Total Number of Pages in This Submission

34

Application Number	09/702,630
Filing Date	October 31, 2000
First Named Inventor	R. GALLY, et al.
Group Art Unit	
Examiner Name	

Attorney Docket Number

81674-264196

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Roger R. Wise
Signature	
Date	September 14, 2001

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Date **9/14/01**

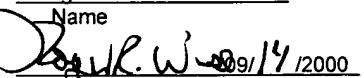
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#1

PATENT
81674-264196**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:)
R. GALLY, et al.)
Serial No: 09/702,630)
Filing Date: October 31, 2000)
For: DISTRIBUTED SWITCH/ROUTER)
SILICON ENGINE)

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REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. § 1.47(a)

Box DAC Petitions Branch
Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

OCT 04 2001

Dear Sir:

OFFICE OF PETITIONS
DEPUTY A/C PATENTS**BACKGROUND**

1. A Petition Under 37 C.F.R. § 1.47(a) was filed on May 24, 2001 in response to a Notification of Missing Parts of Nonprovisional Application for the above-identified application.

2. A Decision on the May 24, 2001 Rule 47 Petition was mailed on July 17, 2001 from the Office of Petitions, dismissing the Rule 47 Petition. The Decision on the Rule 47 Petition set a two-month due date, i.e., September 17, 2001, to file a Request for Reconsideration. A copy of the Decision on the Rule 47 Petition mailed July 17,

2001 is attached hereto as Exhibit A. ✓

DECISION ON THE RULE 47 PETITION

3. The July 17, 2001 Decision on the Rule 47 Petition states that a grantable petition under 37 C.F.R. § 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor. The Decision on the Rule 47 Petition states that item (1) above is lacking, and that the Rule 47 Petition was dismissed on the basis that it failed to demonstrate, with a documented showing, that a diligent effort was made to find or locate the nonsigning inventor, PER FLEMMING HANSEN.

4. The Decision on the Rule 47 Petition states that a proper reply must be filed within TWO MONTHS from the mailing date of the Decision on the Rule 47 Petition to correct the above-noted deficiency. Extensions of time may be obtained under 37 C.F.R. § 1.136(a).

BASIS FOR RECONSIDERATION

5. The following Declaration is enclosed in support of this Request for Reconsideration as Exhibit B: ✓
(1) Declaration of Proof that Per Flemming Hansen Cannot Be Found or

Located After Diligent Effort by Eric S. Chen, attorney for petitioning applicants.

6. Evidence of the following facts is set forth in the accompanying Declaration. Letters to the addresses of four (4) PER FLEMMING HANSENs (Declaration Exhibit 1) were mailed on August 7, 2001 via Certified Mail by my associate attorney, Eric S. Chen. These four addresses were obtained after conducting a search on August 6, 2001 on the following five (5) Internet search sites (results of which are included in the accompanying Declaration): (1) Infobel.com (Declaration Exhibit 2); (2) Infospace.com (Declaration Exhibit 3); (3) Netscape.com (Declaration Exhibit 4); (4) Lycos.com (Declaration Exhibit 5); and (5) iWon.com (Declaration Exhibit 6). A fifth address for PER FLEMMING HANSEN, which matched our last known address as provided in the Rule 47 Petition, was also located in the Internet search, but a new letter was not re-sent thereto.

7. The letters inquired whether the addressee was ever an employee of Intel Corporation, assignee of the present application. To date, responses from three of the four PER FLEMMING HANSENs have been received (Declaration Exhibits 7-9), each stating that he was not an employee of Intel Corporation. To date, we have not received anything nor heard from the Per Flemming Hansen residing at Bjerredevej 3, 4682 Tureby, Denmark.

8. Accordingly, it is respectfully submitted that this application be accepted

under 37 C.F.R. § 1.47 now that a documented showing that PER FLEMMING HANSEN could not be found or located after a diligent effort to do so has been conducted.

9. No fees are believed to be required. However, the Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Account No. 03-3975.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By:



Roger R. Wise
Registration No. 31,204
Attorney for Applicant(s)

Date: September 14, 2001

725 South Figueroa Street, Suite 2800
Los Angeles, CA 90017-5406
Telephone: (213) 488-7100
Facsimile: (213) 629-1033

Attachments: Exhibits A and B